



Georgia

HOUSE OF REPRESENTATIVES

Tuesday  
February 19,  
2019

# DAILY REPORT

17th  
Legislative  
Day

House Budget & Research Office  
(404) 656-5050

- The House will reconvene for its 18th Legislative Day on Wednesday, February 20 at 10:00 a.m.
- The Rules Committee will meet at 9:00 a.m.
- Four bills / resolutions are expected to be debated on the floor.

## Today on the Floor

### Rules Calendar

**HB 158 Medical assistance; Medicaid recipients have the same access to antiretroviral regimens used to treat HIV and AIDS as to those included in the formulary established for the Georgia AIDS Drugs Assistance Programs; provide**

Bill Summary: HB 158 requires that Medicaid recipients have the same access to antiretroviral regimens, including single-tablet regimens, used to treat HIV and AIDS as to those included in the formulary established for the Georgia AIDS Drug Assistance Program.

Any new antiretroviral regimen must be added to the drug list utilized for medical assistance no later than 30 days after such regimen has been added to the formulary established within the program. Additionally, no utilization management tools, including but not limited to preferred drug lists, prior authorizations, or step edits, shall be implemented by the Department of Community Health for any antiretroviral regimens used to treat HIV and AIDS.

**Authored By:** Rep. Deborah Silcox (52nd)  
**House** Health & Human Services  
**Committee:**  
**Floor Vote:** Yeas: 169 Nays: 0

**Rule Applied:** Modified-Structured  
**Committee** 02-12-2019 Do Pass  
**Action:**  
**Amendments:**

**HB 192 Professions and businesses; real estate management companies; change certain provisions**

Bill Summary: HB 192 authorizes the Georgia Real Estate Appraisers Board to establish rules to provide for the regulation and maintenance of real estate appraisal management companies as required by federal regulations.

**Authored By:** Rep. Alan Powell (32nd)  
**House** Regulated Industries  
**Committee:**  
**Floor Vote:** Yeas: 163 Nays: 2

**Rule Applied:** Modified-Structured  
**Committee** 02-12-2019 Do Pass  
**Action:**  
**Amendments:**

## **Next on the Floor from the Committee on Rules**

*The Committee on Rules has fixed the calendar for the 18th Legislative Day, Wednesday, February 20, and bills may be called at the pleasure of the Speaker. The Rules Committee will next meet on Wednesday, February 20, at 9:00 a.m., to set the Rules Calendar for the 19th Legislative Day.*

**HB 35 Sales and use tax; certain poultry diagnostic and disease monitoring services; create exemption**  
Bill Summary: House Bill 35 amends O.C.G.A. 48-8-3, relating to exemptions from state sales and use tax, by adding an exemption on sales tax for 501(c)(5) non-profit organizations which, as their primary purpose, provide poultry-related diagnostic and disease monitoring services.

**Authored By:** Rep. Sam Watson (172nd)  
**House Committee:** Ways & Means

**Rule Applied:** Structured  
**Committee Action:** 02-14-2019 Do Pass

**HR 164 General Assembly; dedication of revenues derived from fees or taxes to the public purpose for which such fees or taxes were imposed; authorize - CA**

Bill Summary: House Resolution 164 allows the General Assembly to, by general law, dedicate funds from fees or taxes for the purpose for which they were imposed. The general law dedicating the fees must reference this provision of the Constitution; provide the specific purpose for which the fees will be used; identify the agency to administer the funds; require annual reporting of the revenue and expenditures by the department administering the funds; and include a sunset date not to exceed 10 years. The total amount of funds dedicated by this provision of the Constitution may not exceed one percent of the total state revenues of the prior fiscal year. All funds dedicated by this provision do not lapse.

Any law enacted pursuant to this provision requires the approval of two-thirds of the members of each branch of the General Assembly; however, it takes only a simple majority to repeal a law enacted pursuant to this provision. In the event the governor declares a financial emergency, which shall be deemed to exist if revenue collections decrease by three percent or more from the previous year, the fees dedicated by this provision may be made subject to appropriation. This option is limited to three, two-year periods during any 10-year period. The resolution also provides ballot language.

**Authored By:** Rep. Jay Powell (171st)  
**House Committee:** Ways & Means

**Rule Applied:** Structured  
**Committee Action:** 02-14-2019 Do Pass

**HR 165 Property; conveyance of certain state owned real property; authorize**

Bill Summary: HR 165 is a conveyance resolution for properties located in six counties, conveying property owned by the state of Georgia or amending those conveyances, as follows:

Article 1 conveys approximately 0.062 of an acre, being a portion the Savannah International Trade and Convention Center, under the custody of the Georgia Department of Economic Development, to the City of Savannah, or to a local government or state entity, for a consideration of \$10 so as long as the property is used for public purposes in perpetuity.

Article 2 conveys approximately 1.398 acres in fee and 1.244 acres of permanent easement, being a portion of approximately 146 acres, commonly known as the Atlanta Farmers Market, under the custody of the Georgia Department of Agriculture, to the Georgia Department of Transportation for the purpose of the construction of a C-D roadway to service the I-75 and I-285 interchange for a total consideration of \$529,976; said total consists of \$290,693 for the improved property, \$81,298 for the permanent easement, \$135,000 in cost to cure and \$22,935 in damage to trade fixtures.

Article 3 conveys approximately 15.005 acres of real property, commonly known as the Southwest Probation Center, under the custody of the Georgia Department of Corrections, to Colquitt County for \$10 so long as the property is used for a public purpose in perpetuity and that Colquitt County shall not take, nor fail to take, any action which would cause any outstanding tax exempt bonds to be deemed private activity bonds or arbitrage bonds under the tax code and shall not use the above-described property for any nongovernmental purpose, or any purpose that would give rise to private business use

within the meaning of the tax Code, which shall cause a reversion to the state of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein; or to a local government or state entity for fair market value; or by competitive bid for fair market value.

Article 4 concerns a ground lease of approximately 0.68 acres, being a portion of 8.38 acres, commonly known as the Cumming Park and Ride Lot, under the custody of the Georgia State Road and Tollway Authority, to the city of Cumming for term of 50-years with a 25-year renewal option for a consideration of \$10,600 annually and the requirements that the city of Cumming maintain the storm water detention pond in accordance to law and remove of the water tank upon the termination of the lease.

Article 5 conveys approximately 41.188 acres, commonly known as Lanier Technical College at Oakwood, under the custody of the Technical College System of Georgia, to the Board of Regents of the University System of Georgia, or to a local government or state entity, for a consideration of \$10 so long as the property is used for public purpose in perpetuity.

Article 6 leases approximately 276 square feet of office space located in the Georgia Public Safety Training Facility, under the custody of the Georgia Public Safety Training Center, to Justice Federal Credit Union for a term of 10-years, with two 5-year renewal options, for an initial annual rent of \$5,000, to be increased annually at a compounded rate of 3 percent, and for such further terms and conditions as determined by the State Properties Commission as to be in the best interest of the state of Georgia.

**Authored By:** Rep. Gerald Greene (151st)  
**House Committee:** State Properties

**Rule Applied:** Modified-Open  
**Committee** 02-13-2019 Do Pass  
**Action:**

## **HR 182 Property; granting of non-exclusive easements; authorize**

**Bill Summary:** HR 182 authorizes the granting of non-exclusive easements for the construction, operation, and maintenance of facilities, utilities, roads, and ingress and egress in, on, over, under, upon, across, or through property owned by the state of Georgia in the counties of Barrow, Camden, Cobb, Floyd, Houston, and White, as follows:

Article 1 grants an easement to the Georgia Power Company or its successors and assigns over approximately one acre under the custody of the Georgia Department of Natural Resources to construct, install, operate, and maintain underground electrical distribution lines and associated equipment that will serve a new visitor center at Fort Yargo State Park for \$10.

Article 2 grants an easement to Georgia Power Company or its successors and assigns over approximately 1.56 acres under the custody of the Technical College System of Georgia for the construction, installation, operation and maintenance of underground and overhead electrical distribution lines to serve TCSG-265 (Classroom and Library Building) at the Camden County Campus of Coastal Pines Technical College for \$10.

Article 3 grants an easement to the city of Marietta or its successors and assigns over approximately 0.0157 of an acre under the custody of the States Properties Commission for the construction, installation, operation and maintenance of a pedestrian trail crossing, for the project known as Chattahoochee River (KMCR) Trail (P.I. 0010705) over the Western and Atlantic Railroad for \$1,879.

Article 4 grants an easement to the North Georgia Electric Membership Corporation or its successors and assigns over approximately 0.08 of an acre under the custody of the Georgia Department of Natural Resources for the construction, installation, operation and maintenance of underground distribution lines and underground electrical equipment to serve the new Department Region One Game Management and Fisheries Office Buildings for \$10.

Article 5 grants an easement to Flint Energies, Inc. or its successors and assigns over approximately 0.449 of an acre under the custody of the Department of Natural Resources for the construction, installation, operation and maintenance of underground electrical equipment and lighting poles at Flat Creek Public Fishing Area for \$10.

Article 6 grants an easement to Habersham Electric Membership Corporation or its successors and assigns over approximately 0.3 of an acre under the custody of the Department of Natural Resources for the construction, installation, operation and maintenance of underground electrical equipment and distribution lines to serve a new entrance sign at Hardman Farm Historic Site for \$10.

**Authored By:** Rep. Gerald Greene (151st)  
**House Committee:** State Properties

**Rule Applied:** Modified-Open  
**Committee Action:** 02-13-2019 Do Pass

## Committee Actions

*Bills passing committees are reported to the Clerk's Office and are placed on the General Calendar.*

### Energy, Utilities & Telecommunications Committee

#### **HB 208 Local government; contracts for utility services; change the terms**

Bill Summary: House Bill 208 changes the maximum terms of contracts between utility services and local governments from 10 to 20 years.

**Authored By:** Rep. Tom McCall (33rd)  
**House Committee:** Energy, Utilities & Telecommunications

**Committee Action:** 02-19-2019 Do Pass

### Health & Human Services Committee

#### **HB 217 Crimes and offenses; employees and agents of syringe services programs are not subject to certain offenses relating to hypodermic syringes and needles; provide**

Bill Summary: House Bill 217 provides that an employee or agent of a registered syringe services program shall be immune from civil and criminal liability arising from the possession, distribution, or exchange of hypodermic syringes, needles, and related supplies as part of the syringe services program.

**Authored By:** Rep. Houston Gaines (117th)  
**House Committee:** Health & Human Services

**Committee Action:** 02-19-2019 Do Pass

#### **HB 290 Health; pilot program to provide preexposure assistance to persons at risk of HIV infection; establish**

Bill Summary: House Bill 290 establishes a three-year pilot program to provide pre-exposure prophylaxis drug assistance or services to people who have tested negative for HIV but have risk factors that may expose them to the virus.

The pilot program will be conducted in counties identified as at-risk for outbreaks of HIV as a result of a high rate of opioid-related use. No later than December 31, 2022, the Department of Public Health shall submit a detailed written report on the implementation and effectiveness of the pilot program.

**Authored By:** Rep. Sharon Cooper (43rd)  
**House Committee:** Health & Human Services

**Committee Action:** 02-19-2019 Do Pass by Committee Substitute

## Judiciary Non-Civil Committee

### HB 246 Evidence; revise manner by which depositions taken at the instance of state are paid

Bill Summary: HB 246 codifies the current standard practice that the state cover the cost of depositions when the depositions are insisted upon by the state, in the same manner as any other motion hearing that is on a criminal calendar.

**Authored By:** Rep. Deborah Silcox (52nd)  
**House Committee:** Judiciary Non-Civil

**Committee Action:** 02-19-2019 Do Pass

### HB 258 Criminal procedure; add aggravated sexual battery to the list of offenses for which the statute of limitations is tolled if the victim is younger than 16 years of age

Bill Summary: HB 258 adds aggravated sexual battery to the list of offenses that toll when the victim is under 16 years of age.

**Authored By:** Rep. William Boddie (62nd)  
**House Committee:** Judiciary Non-Civil

**Committee Action:** 02-19-2019 Do Pass

## Juvenile Justice Committee

### HB 70 Guardian and ward; guardian and conservators of minors and adults; revise provisions

Bill Summary: HB 70 updates and revises provisions relating to guardians and conservators of minors and adults. Moreover, the bill allows a guardian to pay security bonds and bond premiums from the estate from the minor. Conservators are allowed access to digital assets of the minor to perform acts for the benefit of the minor. With respect to a guardianship order from another state, that is properly registered and recorded with Georgia, courts from this state are authorized to communicate with the appointing court to share any action relating to a bond of said guardian. Regarding a foreign conservator, HB 70 allows the court to communicate with the appointing court to inform the court of any proceedings relating to the conservatorship in Georgia and compel a foreign conservator to protect an interest. In any proceeding for the appointment of a guardian or conservator pursuant to Code, the costs and expenses of the proceedings are listed for the court to consider. Additionally, HB 70 recognizes the 'Uniform Enforcement of Foreign Judgements Act'.

**Authored By:** Rep. Chuck Efstrotation (104th)  
**House Committee:** Juvenile Justice

**Committee Action:** 02-19-2019 Do Pass by Committee Substitute

### HB 228 Marriage; change minimum age from 16 to 17 and require any person who is 17 to have been emancipated

Bill Summary: HB 228 raises the minimum age of marriage to 17 and requires any person who is 17 and seeking a marriage license to provide documentary proof of emancipation by law. Moreover, the older party to the marriage shall not be more than four years older than the younger party to the marriage. HB 228 requires both parties of such a marriage to present a certificate of completion of premarital education. The premarital education must include six hours of instruction involving marital issues and be conducted by a licensed: professional counselor, social worker, marriage and family therapist, psychologist, psychiatrist, or clergy.

Moreover, HB 228 makes changes to the Code regarding emancipation if the purpose is to marry. The court must appoint an attorney for the minor and must inquire into whether the intended marriage is in the minor's best interest or puts the minor at risk. The minor must provide information about the intended spouse, including copies of criminal records or protective orders. HB 228 requires a waiting period of 15 days after the emancipation of the minor before the court can issue a marriage license.

**Authored By:** Rep. Andrew Welch (110th)  
**House Committee:** Juvenile Justice

**Committee Action:** 02-19-2019 Do Pass by Committee Substitute

## Motor Vehicles Committee

### **HB 56 State highway system; alternative fueled vehicles; provide logo for manufacturer's license plates to allow travel in exclusive lanes**

Bill Summary: House Bill 56 requires a distinctive logo to be included on a manufacturer's, distributor's, or manufacturer headquarters' license plate for an alternative fueled vehicle. This logo will allow the vehicle to travel in specially-marked alternative fueled vehicle lanes.

**Authored By:** Rep. Deborah Silcox (52nd)  
**House Committee:** Motor Vehicles

**Committee Action:** 02-19-2019 Do Pass by Committee Substitute

### **HB 66 Special license plates; certain special plates for motorcycles; provide**

Bill Summary: House Bill 66 amends Code Sections 40-2-86 and 40-2-86.1 to add the option of specialty license plate designs for motorcycle license plates. Also, the county name decal is not required to be displayed on specialty license plates.

**Authored By:** Rep. Carolyn Hugley (136th)  
**House Committee:** Motor Vehicles

**Committee Action:** 02-19-2019 Do Pass by Committee Substitute

### **HB 131 Special license plates; Georgia Aquarium; provide for disbursement of proceeds from the sale of plates**

Bill Summary: House Bill 131 reclassifies the special license plate for the Georgia Aquarium as a wildlife conservation plate, which will increase the amount that the organization receives from \$10 for new and renewed tags to \$19 for new tags and \$20 for renewed tags.

**Authored By:** Rep. John Corbett (174th)  
**House Committee:** Motor Vehicles

**Committee Action:** 02-19-2019 Do Pass

### **HB 225 Motor vehicles; reference date to federal regulations regarding the safe operation of commercial motor vehicles and carriers; update**

Bill Summary: House Bill 225 is the annual update to the 'Uniform Carriers Act.' It updates the effective date from January 1, 2018 to January 1, 2019 to comply with federal law.

**Authored By:** Rep. Bonnie Rich (97th)  
**House Committee:** Motor Vehicles

**Committee Action:** 02-19-2019 Do Pass

### **HB 226 Courts; additional penalty for violation of traffic laws or ordinances under Joshua's Law; extend sunset**

Bill Summary: House Bill 226 extends the sunset date of an additional penalty for a traffic violation under "Joshua's Law" from June 30, 2019 to June 30, 2022.

**Authored By:** Rep. Dominic LaRiccia (169th)  
**House Committee:** Motor Vehicles

**Committee Action:** 02-19-2019 Do Pass

## Retirement Committee

### **HB 196 Retirement and pensions; each public retirement system trustee to complete appropriate education applicable to his or her fiduciary duties; require**

Bill Summary: HB 196 requires trustees for each public retirement system, excluding Employees' Retirement System of Georgia, Teachers Retirement System of Georgia, and Georgia Municipal Employees Benefit System, to complete education training applicable to their fiduciary duties and obligations. The bill details the type and amount of training required and allows for the removal of the trustee if they do not complete the training. The Department of Audits and Accounts has certified HB 196 as a non-fiscal retirement bill.

**Authored By:** Rep. Tommy Benton (31st)  
**House Committee:** Retirement

**Committee Action:** 02-19-2019 Do Pass

### **HB 298 Retirement and pensions; deduction or cessation of payments owed by a public employee as a result of public employment related crimes; modify manner and timing**

Bill Summary: HB 298 authorizes retirement systems to adopt a policy which would allow members who commit a public employment related crime to have their retirement benefits reduced over the life expectancy of the member, with the remainder of the benefit applied towards repayment for costs related to the crime. Current law states that members who commit public employment related crimes must forfeit their retirement benefits until the member has repaid the amount equal to three times the economic impact of the crime. Lastly, the bill increases the length of time a board of trustees has to initiate proceedings in the Office of the State Administrative Hearings to determine the economic impact of the public employment related crime. The Department of Audits and Accounts has certified HB 298 as a non-fiscal retirement bill.

**Authored By:** Rep. Tommy Benton (31st)  
**House Committee:** Retirement

**Committee Action:** 02-19-2019 Do Pass

### **HB 319 Georgia Firefighters' Pension Fund; member's benefits payable after death shall be paid to his or her estate when such member failed to designate a beneficiary or his or her designated beneficiaries are deceased; provide**

Bill Summary: HB 319 allows members of the Georgia Firefighters' Pension Fund to have their death benefits paid to his or her estate in the event the member failed to designate a beneficiary or if all named beneficiaries have predeceased the member. The Department of Audits and Accounts has certified HB 319 as a non-fiscal retirement bill.

**Authored By:** Rep. Noel Williams (148th)  
**House Committee:** Retirement

**Committee Action:** 02-19-2019 Do Pass

## Committee Meeting Schedule

*This meeting schedule is up to date at the time of this report, but meeting dates and times are subject to change.  
To keep up with the latest schedule, please visit [www.house.ga.gov](http://www.house.ga.gov) and click on [Meetings Calendar](#).*

### Wednesday, February 20, 2019

8:00 AM	<a href="#">APPROPRIATIONS EDUCATION</a>	506 CLOB
8:00 AM	<a href="#">AGRICULTURE &amp; CONSUMER AFFAIRS</a>	403 CAP
8:00 AM	<a href="#">INSURANCE</a>	606 CLOB
9:00 AM	<a href="#">RULES</a>	341 CAP
10:00 AM	<a href="#">FLOOR SESSION (LD 18)</a>	House Chamber
1:00 PM	<a href="#">BANKS AND BANKING</a>	506 CLOB
1:00 PM	<a href="#">Resource Management Subcommittee of Natural Resources and Environment</a>	403 CAP
1:00 PM	<a href="#">HIGHER EDUCATION</a>	606 CLOB
1:00 PM	<a href="#">Governmental Affairs Elections Subcommittee</a>	406 CLOB
1:30 PM	<a href="#">Ways and Means Subcommittee on Income Tax</a>	133 CAP
2:00 PM	<a href="#">BUDGET &amp; FISCAL AFFAIRS OVERSIGHT</a>	506 CLOB
2:00 PM	<a href="#">Welch Subcommittee of the House Judiciary</a>	132 CAP
2:00 PM	<a href="#">Ways and Means Subcommittee on Sales Tax</a>	133 CAP
2:00 PM	<a href="#">Academic Innovation Subcommittee</a>	417 CAP
2:15 PM	<a href="#">Ways and Means Subcommittee on Ad Valorem</a>	1 33 CAP
3:00 PM	<a href="#">Industry and Labor Subcommittee</a>	506 CLOB
3:00 PM	<a href="#">CREATIVE ARTS AND ENTERTAINMENT WORKING GROUP</a>	403 cap
3:00 PM	<a href="#">JUVENILE JUSTICE</a>	406 CLOB
3:30 PM	<a href="#">APPROPRIATIONS HEALTH</a>	341 CAP
4:00 PM	<a href="#">Governmental Affairs State &amp; Local Government Subcommittee</a>	133 CAP
4:00 PM	<a href="#">APPROPRIATIONS</a>	341 CAP